

# 1699

### PATENT

# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applica	ants:	Jürgen MARKL, et al.	)	Group Art Unit:
			)	Not Yet Assigned
		•	)	
Serial 1	No:	09/936,852	)	Examiner:
			)	Not Yet Assigned
Filed:		September 27, 2001	)	
		·	)	Attorney Docket No:
For:	NUC	LEIC ACID MOLECULE COMPRISING	)	GKS-101.0 (7911/83687)
	A NUCLEIC ACID SEQUENCE CODING FOR		)	
	A HE	MOCYANIN	)	Confirmation No.: 1442

#### SUPPLEMENTAL INFORMATION DISCLOSURE STATEMENT

Commissioner For Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

Sir:

Pursuant to 37 C.F.R. §1.97, a list of documents that may be material to the examination of this application is provided on the attached Form PTO-SB08. The publication may be relevant to the examination of the present application. The publication listed thereupon generally relates to subject matter of the invention, but does not fairly teach or suggest the claimed Nucleic Acid Molecule Comprising a Nucleic Acid Sequence Coding for a Hemocyanin.

No inferences should be drawn that the attached publication represents a comprehensive investigation, or that any material disclosed is equivalent to the subject invention. In addition, the document has a publication date prior to the priority date of the above application does not anticipate the invention in this application.

Serial No: 09/936,852 GKS 101.0 Jürgen MARKL, et al. (7911/83687)

The discussion of any art and the citation of any document herein is not to be construed as an admission that the art or document disclosure is necessarily within the invention field of endeavor, that the art or document disclosure is necessarily prior in time to a particular date which may be relevant to the instant patent application, and/or that the art or document disclosure is otherwise necessarily prior art as defined by the patent law with respect to the instant invention and application.

Also, there is reserved the right to later set forth how the instant invention is distinguished over the disclosure of any document or other art, including the disclosures of the art and documents recited herein, that may be cited by the Examiner in rejecting a claim in the instant patent application. The recitation herein of the art and documents is not to be construed as an assertion that more pertinent art could not possibly be in existence.

No fee or petition is believed to be necessary. However, should any fee be needed, please charge our Deposit Account No. 23-0920, and deem this paper to be the required petition.

Respectfully submitted,

By Shanna Melol

Enclosures:

Form PTO-SB08 Two Articles International Search Report Return Mailing Postcard

Welsh & Katz, Ltd., 22nd Floor 120 South Riverside Plaza Chicago, Illinois 60606 Serial No: 09/936,852 Jürgen MARKL, et al. GKS 101.0 (7911/83687)

312/655-1500

# CERTIFICATE OF MAILING

I hereby certify that this Information Disclosure Statement, together with the stated enclosure, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, Post Office Box 1450, Alexandria, Virginia 22313-1450 on July 15, 2003.

Samon A Veloloty

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JUL 1 8 2003 P024/2001 W&K Substitute for Form PTO-SB08A, which is a US PTO
Substitute for form 1449APTO and 1449APTO TRADEMAN

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#### C mplete if Kn wn **Application Number** 09/936.852 Filing Date September 17,2001 First Named Inventor Jürgen MARKL, et al. Not Yet Assigned Art Unit Examiner Name Not Yet Assigned Attorney Docket Number 7911/83687 (GKS 101.0 US)

## INFORMATION DISCLOSURE STATEMENT BY APPLICANT

(use as many sheets as necessary) Sheet of 1

U.S. PATENT DOCUMENTS Document Number Publication Date Name of Patentee or Applicant Pages, Columns, Lines, Where Framine Relevant Passages or Relevant Figures Appear Number - Kind Code<sup>2</sup> (if known) MM-DD-YYYY of Cited Document nitials\* No.1

	FOREIGN PATENT DOCUMENTS							
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	OTHER ART - NON PATENT LITERATURE DOCUMENTS				
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	B1	LIEB et al., "Structures of two molluscan hemocyanin genes: Significance for gene evolution", PNAS 98(8):4546-4551 (04/2001)			
	B2	DREXEL et al., "Complete Amino-Acid Sequence of a Functional Unit from a Molluscan Hemocyanin (Helix pomatia)", Biol. Chem. Hoppe-Seyler 386:617-635 (06/1987)			
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